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Attorneys for Plaintiff

HYDE & SWIGART
San Diego, California

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

Erica Welker **Plaintiff,** **v.** **California Accounts Service** **Defendant.**	**Case No: 08 CV0723 JLS CAB** **PROOF OF SERVICE**

United States District Court

SOUTHERN DISTRICT OF CALIFORNIA

Erica Welker,

vs

California Accounts Service,

SUMMONS IN A CIVIL ACTION

Case No.

'08 CV 0723 JLS CAB

TO: (Name and Address of Defendant)

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon PLAINTIFF'S ATTORNEY

Robert L. Hyde
Hyde & Swigart
411 Camino Del Rio South, Suite 301
San Diego, CA 92108

An answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

W. Samuel Hamrick, Jr. — APR 2 1 2008

DATE

J. SPARIS

By , Deputy Clerk

JOSHUA B. SWIGART, ESQ.(SBN 225557)
HYDE & SWIGART
411 CAMINO DEL RIO SOUTH, SUITE 301
SAN DIEGO CA 92108
619-233-7770
Ref. No. : 0304278-01
Attorney for : PLAINTIFF
Atty. File No. : 08CV0723JLSCAB

UNITED STATES DISTRICT COURT, SO. DISTRICT OF CA
SOUTHERN JUDICIAL DISTRICT

PLAINTIFF : ERICA WELKER
DEFENDANT : CALIFORNIA ACCOUNTS SERVICE

Case No.: 08CV0723 JLS CAB
PROOF OF SERVICE

1. At the time of service I was at least 18 years of age and not a party to this action.

2. I served copies of the SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL COVER SHEET

3. a. Party served : CALIFORNIA ACCOUNTS SERVICE
   b. Person served : MINA MONTOYA, (PERSON APPARENTLY IN CHARGE)

4. Address where the party was served 329 VAN HOUTEN AVE.
   EL CAJON, CA 92022 (Business)

5. I served the party
   b. **by substituted service.** On May 6, 2008 at 04:45 PM I left the documents listed in item 2 with or in the presence of MINA MONTOYA,
   PERSON APPARENTLY IN CHARGE
   (1) **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
   (4) a **declaration of mailing** is attached.
   (5) I attach a **declaration of diligence** stating actions taken first to attempt personal service.

6. The "Notice to the person served" (on the summons) was completed as follows:
   c. on behalf of: CALIFORNIA ACCOUNTS SERVICE
   under [xx] CCP 415.95 (business org., form unknown)

7. **Person who served papers**
   a. GREG COLE
   b. KNOX ATTORNEY SERVICE, INC.
   2250 Fourth Avenue
   San Diego, California 92101
   c. 619-233-9700
   d. Fee for service: $77.25
   e. I am:
   (3) a registered California process server
   (i) an independent contractor
   (ii) Registration No.: 387
   (iii) County: SAN DIEGO, CA

8. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: May 12, 2008

Signature: ______________________
GREG COLE

JOSHUA B. SWIGART, ESQ.(SBN 225557)
HYDE & SWIGART
411 CAMINO DEL RIO SOUTH, SUITE 301
SAN DIEGO CA 92108
619-233-7770

Ref. No. : 0304278-01

Attorney for : PLAINTIFF

Atty. File No. : 08CV0723JLSCAB

UNITED STATES DISTRICT COURT, SO. DISTRICT OF CA
SOUTHERN JUDICIAL DISTRICT

PLAINTIFF : ERICA WELKER
DEFENDANT : CALIFORNIA ACCOUNTS SERVICE

Case No.: 08CV0723 JLS CAB

DECLARATION REGARDING DILIGENCE

I received the within process on 05/05/08. After due and diligent effort I have been unable to effect personal service on the within named party at the following address(es):

Party served CALIFORNIA ACCOUNTS SERVICE

Business : 329 VAN HOUTEN AVE., EL CAJON CA 92022

Attempts to effect service are as follows:

05/06/08 04:45P Attempted service-effected substitute service

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: May 12, 2008

Signature: ____________________
GREG COLE

DECLARATION RE DILIGENCE

JOSHUA B. SWIGART, ESQ.(SBN 225557)
HYDE & SWIGART
411 CAMINO DEL RIO SOUTH, SUITE 301
SAN DIEGO CA 92108
619-233-7770
Attorney for : PLAINTIFF

Ref. No. : 0304278-01
Atty. File No. : 08CV0723JLSCAB

UNITED STATES DISTRICT COURT, SO. DISTRICT OF CA
SOUTHERN JUDICIAL DISTRICT

PLAINTIFF : ERICA WELKER
DEFENDANT : CALIFORNIA ACCOUNTS SERVICE

Case No.: 08CV0723 JLS CAB
DECLARATION OF MAILING

RE: CALIFORNIA ACCOUNTS SERVICE

I am a citizen of the United States and am employed in the County of SAN DIEGO, State of California. I am over 18 years of age and not a party to this action. My business address is
2250 FOURTH AVENUE, SAN DIEGO CA 92101

On May 9, 2008 I served the within documents:

SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL COVER SHEET

On the party in said action, by mailing a true copy thereof (by first-class mail, postage prepaid), enclosed in a sealed envelope at the mail collection site at my place of employment, addressed to the following:

CALIFORNIA ACCOUNTS SERVICE

329 VAN HOUTEN AVENUE
EL CAJON, CA 92022

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on May 9, 2008 at SAN DIEGO, California.

Signature: [signature]
LAURA BONDE

DECLARATION OF MAILING